

# LOCAL AGENCY FORMATION COMMISSION COUNTY OF SAN BERNARDINO

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**DATE: AUGUST 6, 2007**

**FROM: KATHLEEN ROLLINGS-McDONALD, Executive Officer**

**TO: LOCAL AGENCY FORMATION COMMISSION**

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**SUBJECT: AGENDA ITEM #15 – PENDING LEGISLATION REPORT**

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## **RECOMMENDATION:**

That the Commission instruct staff to draft a letter for signature by the Chairman indicating its request that SB 375 be withdrawn from consideration at this time and become a two-year bill allowing for further negotiation with affected stakeholders.

## **BACKGROUND:**

Attached is a copy of the CALAFCO Summary of Legislation, as of August 6<sup>th</sup>, for Commission information. Of note are the following:

- AB 745 has been signed into law, effective January 1, 2008. This bill changes the determination of when expenditures for political purposes are reportable. Specifically, it now requires that expenditures made for political purposes for a proposal to be submitted to LAFCO are reportable. Current law only acknowledges proposals placed on the ballot for determination by the electorate. This legislation was processed at the request of the Orange LAFCO.
- AB 1262 has been signed into law, effective January 1, 2008. This bill removes the sunset for the requirement for a city and the county to meet and discuss a sphere of influence update or amendment prior to submission to LAFCO. This meeting is intended to review such items as boundaries, development standards within the sphere designated area, and zoning requirements within the sphere.

- AB 1019 has been signed into law, effective January 1, 2008. This bill allows for an agreement to be reached on the revision of regional housing needs if an annexation of unincorporated land occurs after the council of governments has set the final allocation.
- SB 819 has been signed into law, effective January 1, 2008. This bill removes the sunset on provisions which allow the consolidation of districts formed under different principal acts.
- SB 806 has become a two-year bill and relates to funding for fire protection in San Diego County if consolidation into a regional fire entity occurs.
- SB 375 (Steinberg) has become an area of concern to CALAFCO and its peer associations, the League of Cities and the California State Association of Counties (CSAC). This concern is conveyed in the letters from these organizations to Senator Steinberg urging the conversion of the bill to two-year status to allow for addressing concerns on the development of the “preferred growth scenarios” related to transportation planning. Attached to this report are copies of the CALAFCO and CSAC letters expressing concern on the language of the bill, and the position of the League of Cities of “oppose unless amended”. Of particular importance to our LAFCO is the language of this bill, copy attached, and that of SB12, which was signed by the Governor and chaptered on April 10, 2007, which specifies a new set of procedures will apply to the allocation of regional housing need in the SCAG area until January 1, 2015.

SB 375 in its current form does not address the relevance of other service delivery issues, such as water, when addressing the “preferred growth scenarios” and provides ever-increasing authority in land use issues to the regional transportation agencies. As staff, I support the inclusions of our sphere determinations within the current regional blueprint process, which did not occur in its inception, and in any such legislation which includes a “preferred growth scenario”.

I believe that the Commission should take a position in response to this legislation that requests that the matter become a two-year bill to allow for better coordination amongst all the stakeholders in the process.

Staff will be happy to answer any questions prior to or at the hearing.

KRM/

Attachments:

1. Summary of Current LAFCO Legislation as of August 6, 2007
2. Materials Related to SB 375 (Steinberg)